



A0000425-01-CFP

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

APPLICANT : DYER, RICHARD DENNIS ET AL. EXAMINER :
SERIAL NO : 10/071,032 ART UNIT : 1614
FILED : FEBRUARY 8, 2002 PAPER NO :
FOR : BICYCLIC PYRIMIDINE MATRIX METALLOPROTEINASE
INHIBITORS

June 26, 2002

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

DECLARATION A UNDER 37 C.F.R. § 1.68

I, Claude Forsey Purchase, Jr., declare that:

1. I have worked at Warner-Lambert Company since September 1986. From September 1986 to July 1999, I worked as a chemist. Since August 1999, I have worked in the Patent Department of Warner-Lambert Company, first as a Patent Scientist and since December 2000 as a patent agent, Registration number 47,871. My current title is Senior Patent Agent.
2. Warner-Lambert Company was acquired by Pfizer, Inc. on June 19, 2000, and is now a wholly-owned subsidiary of Pfizer, Inc.
3. I followed my regular and established practice while carrying out my activities that I identify below.
4. I am the person who drafted the original specification that was included in the above-mentioned nonprovisional patent application, which was deposited with the United States Postal Service as "Express Mail Post Office to Addressee", Mailing Label No. EF378139629US, on February 8, 2002.

5. I drafted the original specification on a total of 269 pages, which included a Title page, description on pages numbered 1 to 211, and 44 claims on pages numbered 212 to 268. In addition, I drafted an Abstract of the invention on one page numbered 269.
6. I reviewed the original specification for accuracy and completeness, and found it contained a total of 269 pages, which included a Title page, description on pages numbered 1 to 211, and 44 claims on pages numbered 212 to 268.
7. I provided the original specification to a Ms. Lucinda Marie Malocha ("Ms. Malocha") for preparation of filing papers sometime on or before February 8, 2002.
8. As declared in DECLARATION B UNDER 37 C.F.R. § 1.68, Ms. Malocha then prepared the filing papers which included a combined Certification Under 37 C.F.R. 1.10 and Transmittal of a Patent Application under 37 C.F.R. § 1.53(b) on two pages ("Certification and Transmittal"), a return postcard ("Postcard"), an Express Mail form addressed to BOX PATENT APPLICATION, Commissioner for Patents, Washington D.C. 20231, Express Mail number EF378139629US ("Form"), and a Pfizer, Inc. "no charge" invoice ("Invoice"). The filing papers also included an executed combined Declaration and Power of Attorney for Patent Application ("Declaration and Power") that Ms. Malocha had prepared prior to February 8, 2002.
6. I received from Ms. Malocha the original specification, the combined Certification and Transmittal, Postcard, Form, and Invoice, along with the executed combined Declaration and Power.
7. I reviewed the original the specification, the combined Certification and Transmittal, Postcard, Form, and Invoice, along with the executed combined Declaration and Power for accuracy and completeness. I found the original specification still contained a total of 269 pages, with a Title page, description on pages numbered 1 to 211, and 44 claims on pages numbered 212 to 268.
8. I signed the Transmittal of a Patent Application under 37 C.F.R. § 1.53(b). A copy on two pages of the signed Transmittal is enclosed herewith as EXHIBIT A.
9. I provided the original specification, combined Certification and signed Transmittal, Postcard, Form, Invoice, and the executed combined Declaration and Power to Ms. Malocha sometime on February 8, 2002.
10. As declared in DECLARATION B UNDER 37 C.F.R. § 1.68, Ms. Malocha then made true copies of the original application and filing papers and prepared the application for mailing in a sealed standard envelope placed inside a sealed Express Mail envelope, both addressed to BOX PATENT APPLICATION, Commissioner for Patents, Washington D.C. 20231, and gave the Express Mail envelope to Ms. Michelle Banaitis.
11. As declared in DECLARATION C UNDER 37 C.F.R. § 1.68, Ms. Banaitis did not open the sealed Express Mail envelope, but deposited the unopened sealed Express

Mail envelope with the United States Postal Service as "Express Mail Post Office to Addressee", Mailing Label No. EF378139629US, on February 8, 2002.

12. On February 26, 2002, the Postcard with a USPTO barcode label affixed thereon containing nonprovisional application serial number "10/071032" and the date "02/08/02" was received in the Patent Department. A true copy on two pages of both sides of the Postcard with the USPTO barcode label is enclosed herewith as EXHIBIT B.

13. I note that a file folder for Warner-Lambert application docket number A0000425 contains true copies of the original specification on standard Letter-size paper, signed combined Certification and Transmittal, executed combined Declaration and Power, Form, Invoice, and the back side of the Postcard. A true copy of pages 259 to 268 of the file copy of the original specification on standard Letter-size paper is enclosed herewith as EXHIBIT C.

14. I note that a tear sheet from the original Form with mailing information copied thereon by a United States Postal Service employee, and a United States Postal Service register receipt for the mailing, is placed in the file folder for Warner-Lambert application docket number A0000425. A true copy of the Tear Sheet is enclosed herewith as EXHIBIT D. A true copy of the Register Receipt is enclosed herewith as EXHIBIT E.

15. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

June 26, 2002
Date

Claude Forsey Purchase, Jr.
Claude Forsey Purchase, Jr.



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INHIBITORS

June 26, 2002

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

DECLARATION B UNDER 37 C.F.R. § 1.68

I, Lucinda Marie Malocha, declare that:

1. I have worked at Warner-Lambert Company since May 5, 1980. Since May 18, 1987, I have worked in the Patent Department of Warner-Lambert Company as an administrative assistant primarily preparing papers for filing patent applications and amendments. My current title is Administrative Support Coordinator.
2. Warner-Lambert Company was acquired by Pfizer, Inc. on June 19, 2000, and is now a wholly-owned subsidiary of Pfizer, Inc.
3. I followed my regular and established practice while carrying out my activities that I identify below.
4. I am the person who prepared filing papers for the above-identified nonprovisional application. The filing papers I prepared for the above-identified patent application included a combined Certification Under 37 C.F.R. 1.10 and Transmittal of a Patent Application under 37 C.F.R. § 1.53(b) on two pages ("Certification and Transmittal"), a return postcard ("Postcard"), an Express Mail form addressed to BOX PATENT APPLICATION, Commissioner for Patents, Washington D.C. 20231, Express Mail number EF378139629US ("Form"), and a Pfizer, Inc. "no charge" invoice

("Invoice"). The filing papers also included an executed combined Declaration and Power of Attorney for Patent Application ("Declaration and Power") that I had prepared prior to February 8, 2002.

5. I received an original specification (description and claims) for the above-identified patent application from Claude F. Purchase, Jr. ("Mr. Purchase", Registration number 47,871), sometime on or before February 8, 2002. I then prepared the combined Certification and Transmittal, Postcard, Form, and Invoice.

6. I provided the original specification, the combined Certification and Transmittal, Postcard, Form, and Invoice, along with the executed combined Declaration and Power, to Mr. Purchase for his review and signature.

7. As declared in DECLARATION A UNDER 37 C.F.R. § 1.68, Mr. Purchase reviewed the original specification, combined Certification and Transmittal, Postcard, Form, Invoice, and the executed combined Declaration and Power for accuracy and completeness according to his regular and established practice, and signed the Transmittal of a Patent Application under 37 C.F.R. § 1.53(b). A true copy on two pages of a true copy the signed Transmittal is enclosed herewith as EXHIBIT A.

8. I received the original specification, combined Certification and signed Transmittal, Postcard, Form, Invoice, and the executed combined Declaration and Power from Mr. Purchase sometime on February 8, 2002.

9. I then made one true copy of the original specification on A4 paper for filing with the USPTO. I also made one true copy, except for paper size, of the original specification on standard Letter-size paper for a file copy. I also made true copies of the signed combined Certification and Transmittal, executed combined Declaration and Power, Form, Invoice, and the back side of the Postcard for file copies.

10. I examined the original specification and the copies mentioned above for completeness, and found that each version of the specification contained 269 pages, which consisted of a description on the Title page and pages numbered 1 to 211, and 44 claims on pages numbered 212 to 268.

11. I signed the Certification under 37 C.F.R. 1.10.

12. I placed the copy of the original specification on A4 paper, and the original signed combined Certification and Transmittal, the original executed combined Declaration and Power, and the original Postcard in an envelope addressed to BOX PATENT APPLICATION, Commissioner for Patents, Washington D.C. 20231.

13. I sealed the envelope, and placed the sealed envelope inside an Express Mail envelope. I sealed the Express Mail envelope.

14. I gave the sealed Express Mail envelope and original Form to a Ms. Michelle Banaitis for depositing with the United States Postal Service as "Express Mail Post Office to Addressee", Mailing Label No. EF378139629US, on February 8, 2002.
15. As declared in DECLARATION C UNDER 37 C.F.R. § 1.68, Ms. Banaitis did not open the sealed Express Mail envelope, but deposited the unopened envelope with the United States Postal Service as "Express Mail Post Office to Addressee", Mailing Label No. EF378139629US, on February 8, 2002.
16. Separately, I placed the file copies of the original specification on standard Letter-size paper, signed combined Certification and Transmittal, executed combined Declaration and Power, Form, Invoice, and the back side of the Postcard in a file folder for Warner-Lambert application docket number A0000425. A true copy of pages 259 to 268 of the file copy of the original specification on standard Letter-size paper is enclosed herewith as EXHIBIT C.
17. I note that a tear sheet from the original Form with mailing information copied thereon by a United States Postal Service employee, and a United States Postal Service register receipt for the mailing, is placed in the file folder for Warner-Lambert application docket number A0000425. A true copy of the Tear Sheet is enclosed herewith as EXHIBIT D. A true copy of the Register Receipt is enclosed herewith as EXHIBIT E.
18. On February 26, 2002, the Postcard with a USPTO barcode label affixed thereon containing nonprovisional application serial number "10/071032" and the date "02/08/02" was received in the Patent Department. A true copy on two pages of both sides of the Postcard with the USPTO barcode label is enclosed herewith as EXHIBIT B.
19. Accordingly, I further declare that I believe the above-mentioned nonprovisional application as deposited with the United States Postal Service included a specification on 269 pages, which consisted of a description on the Title page and pages numbered 1 to 211, and 44 claims on pages numbered 212 to 268.
20. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

6-26-02
Date

Lucinda Marie Malocha
Lucinda Marie Malocha



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INHIBITORS

June 26, 2002

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

DECLARATION C UNDER 37 C.F.R. § 1.68

I, Michelle Banaitis, declare that:

1. I have worked at Warner-Lambert Company since September 1998. From September 1998 to March 2001, I worked as a mail clerk in the mailroom. Since March 2001, I have worked in the Patent Department of Warner-Lambert Company. My current title is Records Management Clerk.
2. Warner-Lambert Company was acquired by Pfizer, Inc. on June 19, 2000, and is now a wholly-owned subsidiary of Pfizer, Inc.
3. I followed my regular and established practice while carrying out my activities that I identify below.
4. I am the person who deposited a sealed envelope containing the above-mentioned nonprovisional patent application with the United States Postal Service as "Express Mail Post Office to Addressee", Mailing Label No. EF378139629US, on February 8, 2002.
5. As declared in DECLARATION B UNDER 37 C.F.R. § 1.68, on February 8, 2002, I received a sealed Express Mail envelope containing the above-mentioned nonprovisional patent application and original Form from a Ms. Lucinda Marie Malocha

for depositing with the United States Postal Service as "Express Mail Post Office to Addressee", Mailing Label No. EF378139629US, on February 8, 2002.

6. I did not open the sealed Express Mail envelope. I deposited the unopened sealed Express Mail envelope with the United States Postal Service as "Express Mail Post Office to Addressee", Mailing Label No. EF378139629US, on February 8, 2002.

7. I received a tear sheet from the original Form with mailing information copied thereon by a United States Postal Service employee ("Tear Sheet"), and a United States Postal Service register receipt for the mailing (Register Receipt), from the United States Postal Service employee when I deposited the sealed Express Mail envelope.

8. I returned the Tear Sheet and Register Receipt to the Warner-Lambert Patent Department.

9. I note that the Tear Sheet and Register Receipt are now in a file folder for Warner-Lambert application docket number A0000425. A true copy of the Tear Sheet is enclosed herewith as EXHIBIT D. A true copy of the Register Receipt is enclosed herewith as EXHIBIT E.

10. On February 26, 2002, the Postcard with a USPTO barcode label affixed thereon containing nonprovisional application serial number "10/071032" and the date "02/08/02" was received in the Patent Department. A true copy on two pages of both sides of the Postcard with the USPTO barcode label is enclosed herewith as EXHIBIT B.

11. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

6.26.02
Date

Michelle Banaitis
Michelle Banaitis